

REMARKS

This Application has been carefully reviewed in light of the Non-Compliant Office Action mailed October 21, 2008 and the Office Action mailed April 17, 2008 ("Office Action"). Applicant appreciates the Examiner's consideration of the Application. Claims 1-3, 6-10, 13-16, 18-20, 22-29, and 31-32 are currently pending. Claims 1-3, 6-10, 13-16, 18-20, 22-29, and 31-32 are objected to. Applicant respectfully requests reconsideration and favorable action in this case.

Claim Rejections under 35 U.S.C. § 112

The Office Action rejects Claims 16, 18-20, and 22-24 under 35 U.S.C. § 112, second paragraph, stating that the Claims are indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention.

Applicants have made clarifying amendments to Claim 16. Applicants respectfully submit that the claim, particularly as amended, is allowable under 35 U.S.C. § 112 as are all its dependent claims.

Claim Rejections under 35 U.S.C. § 101

The Office Action rejects Claims 1-3, 6-10, 13-16, 18-20, 22-29, and 31-32 under 35 U.S.C. § 101, stating that the claimed invention is directed to non-statutory subject matter. The Office Action also rejects Claims 25-29 and 31-32 under 35 U.S.C. § 101, stating that the claimed invention is directed to non-statutory subject matter.

Applicants appreciate the time of Examiner Alam during a telephone interview on June 23, 2008 with Applicant's representative, Bradley P. Williams, in which Examiner Alam indicated the Section 101 rejection of Claim 25 and its dependents would be overcome by reciting a "computer readable **storage** medium" and that the rejection of the other claims would be overcome by specifying the storage of a result. Applicant has done so, and favorable action is requested. Applicants also appreciate the time of Examiner Alum during a telephone interview on November 19, 2008 with Applicants' representative, Keiko Ichiye, in which examiner Alam indicated the rejection of Claims 1, 9, and 16 and their respective dependents would be overcome by reciting a "computer readable **storage** medium" and that the rejection of Claim 25 and its dependents would be overcome by reciting "a processor" and "a memory."

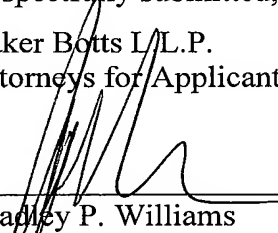
CONCLUSION

Applicant has made an earnest attempt to place this case in condition for allowance. For the foregoing reasons and for other reasons clearly apparent, Applicant respectfully requests reconsideration and full allowance of all pending Claims.

If the Examiner feels that a conference would advance prosecution of this Application in any manner, Bradley P. Williams stands willing to conduct such a telephone interview at the convenience of the Examiner. Mr. Williams may be reached at 214-953-6447.

Although Applicant believes no fees are due, the Commissioner is hereby authorized to charge any fee or credit any overpayment to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,
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